IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JACOB D. SHERRILL, JR., :

:

Petitioner :

:

v. : CIVIL NO. 4:CV-15-2336

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WARDEN DAVID EBBERT, : (Judge Brann)

:

Respondent :

ORDER

September 16, 2016

In accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED THAT**:

- The petition for writ of habeas corpus is **DISMISSED AS** MOOT.
- Petitioner's motion for summary judgment (Doc. 12) is
 DISMISSED AS MOOT.
- 3. The Clerk of Court is directed to **CLOSE** the case.

3. Based upon the Court's determination, there is no basis for the issuance of a certificate of appealability.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann United States District Judge